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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/728,725	12/01/2000	Roland L. Fernandez	MFCP.76396	5313
45809	7590	08/26/2004	EXAMINER	
SHOOK, HARDY & BACON L.L.P. 2555 GRAND BOULEVARD KANSAS CITY, MO 64108-2613			PILLAI, NAMITHA	
			ART UNIT	PAPER NUMBER
			2173	14

DATE MAILED: 08/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	09/728,725	FERNANDEZ ET AL.	
	Examiner	Art Unit	
	Namitha Pillai	2173	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 08 April 2004.
 2a) This action is FINAL. 2b) This action is non-final.
 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 28-46 is/are pending in the application.
 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
 5) Claim(s) _____ is/are allowed.
 6) Claim(s) 28-46 is/are rejected.
 7) Claim(s) _____ is/are objected to.
 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
 10) The drawing(s) filed on 01 December 2000 is/are: a) accepted or b) objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 28-46 are rejected under 35 U.S.C. 102(e) as being clearly anticipated by “Style Sheets”.

Referring to claim 28, “Style Sheets” discloses a method for rendering a graphical component of a web page on a computer display upon receiving a web page request for rendering of the graphical component (page 4, lines 9-28). “Style Sheets” discloses determining whether a defined theme META tag is present in the web page (page 7, lines 6-9). “Style Sheets” also discloses routing the rendering request to a theme manager contained within a dynamic link library of a computer operating system if the defined theme META tag is present (page 7, lines 1-16), the theme manager having tools responsible for rendering graphical components in accordance with at least one defined theme for both markup language and non-markup language applications and rendering the graphical component (page 5, lines 16-20 and page 7, lines 1-26).

Referring to claim 29, “Style Sheets” discloses determining if the theme META tag is set to indicate whether a themed appearance is desired (page 7, lines 8-9).

Referring to claim 30, "Style Sheets" discloses routing the rendering request to the theme manager only if the themed META tag is set to indicate that a themed appearance is desired (page 7, lines 8-16).

Referring to claim 31, "Style Sheets" discloses rendering the graphical component using the tools provided by the theme manager to display appearance characteristics of an active defined theme if a themed appearance is desired (page 7, lines 19-26).

Referring to claim 32, "Style Sheets" discloses rendering the graphical component in accordance with a default mode for the web page if an active defined theme provided by theme manager does not include appearance characteristics for the requested component (page 6, lines 14-15).

Referring to claims 33 and 38, "Style Sheets" discloses providing a set of appearance characteristics through the theme manager, the set comprising at least parts information and location information for the requested graphical component (page 9, lines 18-20).

Referring to claim 34, "Style Sheets" discloses that the set of appearance characteristics additionally comprises state information indicating a state of the control (page 10, lines 16-27).

Referring to claims 35 and 39, "Style Sheets" discloses determining, if the theme META tag is set to indicate a themed appearance is desired (page 7, lines 1-2), whether the web page has specified cascading style sheet properties (page 7, lines 21-25); if cascading style sheet properties are specified, determining whether the specified properties are one of a number of predetermined properties desired to be ignored; and applying only those cascading style sheet properties that are not one of the predetermined properties to be ignored (page 9, lines 16-26).

Referring to claims 36, 40 and 44, "Style Sheets" discloses rendering the requested control utilizing a standard look that is not themed by the appearance manager if the theme META tag is not present (page 7, lines 8-12).

Referring to claim 37, "Style Sheets" discloses a method of rendering a graphical component of a web page on the display of a computer, the web page being hosted by an application (page 5, lines 16-20), the computer having an appearance manager within a dynamic link library of a computer operating system adapted to render a graphical component upon receiving a request for the graphical component (page 13, lines 1-3). "Style Sheets" discloses instantiating, by the application, a web page, receiving a web page request for a graphical component to be rendered on the display, determining whether a defined theming flag is set by the application, determining whether a theme META tag exists within the web page, wherein the theme META tag is one of absent, positive, and negative (page 7, lines 1-16). "Style Sheets" discloses routing the rendering request for the graphical component to the appearance manager within the dynamic link library of the computer operating system if the theming flag is set by the application and the theme META tag is one of absent and positive, wherein upon receiving the routed request, the appearance manager within the dynamic link library of the computer operating system assigns themed appearance characteristics to the graphical component and renders the graphical component on the display (page 5, lines 16-20 and page 7, lines 1-26).

Referring to claim 41, "Style Sheets" discloses if the theming flag is set by the application, determining whether a defined theme META tag is present and negative to indicate that a themed appearance is not desired in the web page (page 7, lines 8-12) and if the theme

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META tag is present and indicates that themes are not desired, rendering the requested control utilizing a standard look that is not themed by the appearance manager (page 7, lines 8-9).

Referring to claim 42, "Style Sheets" discloses a method of rendering a graphical component of a web on a display of a computer (page 4, lines 9-12), the computer having an appearance manager within a dynamic link library of an operating system of the computer (page 4, lines 13-23). "Style Sheets" discloses upon receiving a web page request for rendering of the graphical component, determining whether the web page has specified cascading style sheet properties, if cascading style sheet properties are not specified, determining whether a theme style is specified in the web page (page 7, lines 6-12). "Style Sheets" discloses routing the rendering request for the graphical component to the appearance manager within the dynamic link library of the computer operating system if the theme style is specified in the web page, wherein the appearance manager assigns themed appearance characteristics to the graphical component and renders the graphical component on the display (page 5, lines 16-20 and page 7, lines 1-26).

Referring to claim 43, "Style Sheets" discloses that the graphical component being requested and rendered is a control (page 9, lines 10-14).

Referring to claim 45, "Style Sheets" discloses rendering the requested control utilizing the cascading style sheet properties if they are specified, rather than routing the request to the appearance manager (page 7, lines 13-15).

Referring to claim 46, "Style Sheets" discloses means for determining whether a defined theme META tag is present in a web page request for rendering of a graphical component (page 7, lines 6-9), the defined theme META tag providing an indicator related to a defined theme, the

defined theme being defined within the appearance manager within a dynamic link library of a computer operating system and comprising a set of appearance characteristics applicable to both HTML and non-HTML applications (page 5, lines 16-20 and page 7, lines 1-26). "Style Sheets" also discloses routing the rendering request for the graphical component to the appearance manager within the dynamic link library of the computer operating system if the defined theme META tag is present, wherein the appearance manager assigns themed appearance characteristics in accordance with the defined theme to the graphical component and renders the graphical component on the display (page 7, lines 1-26).

Response to Claim Changes

2. The Examiner acknowledges Applicant's cancellation of claims 1-27 and the addition of new claims 28-46. All claims are rejected under 35 U. S. C. 102 as being previously disclosed in a prior art.

Response to Arguments

3. Applicant's arguments filed 5/24/04 have been fully considered but are moot in view of the new ground(s) of rejection.

Conclusion

4. The prior art made of record on form PTO-892 and not relied upon is considered pertinent to applicant's disclosure. Applicant is required under 37 C.F.R. § 1.111(c) to consider these references fully when responding to this action. The documents cited therein teach the method for using style sheets.

Responses to this action should be mailed to: Commissioner of Patents and Trademarks,

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Washington D.C. 20231. If applicant desires to fax a response, central FAX number (703) 872-9306 may be used. NOTE: A Request for Continuation (Rule 60 or 62) cannot be faxed.

Please label "PROPOSED" or "DRAFT" for informal facsimile communications. For after final responses, please label "AFTER FINAL" or "EXPEDITED PROCEDURE" on the document. Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Namitha Pillai whose telephone number is (703) 305-7691. The examiner can normally be reached on 8:30 AM - 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on (703) 308-3116.

All Internet e-mail communications will be made of record in the application file. PTO employees do not engage in Internet communications where there exists a possibility that sensitive information could be identified or exchanged unless the record includes a properly signed express waiver of the confidentiality requirements of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the Official Gazette of the Patent and Trademark on February 25, 1997 at 1195 OG 89.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3800.

Namitha Pillai
Assistant Examiner
Art Unit 2173
August 18, 2004



RAYMOND J. BAYERL
PRIMARY EXAMINER
ART UNIT 2173